

EXHIBIT N

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Attorneys for Defendants
MEDICIS AESTHETICS, INC., MEDICIS PHARMACEUTICAL CORP., VALEANT
PHARMACEUTICALS NORTH AMERICA LLC,
VALEANT PHARMACEUTICALS INTERNATIONAL,
VALEANT PHARMACEUTICALS INTERNATIONAL, INC., and GALDERMA
LABORATORIES, L.P.

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

ALLERGAN USA, INC., and
ALLERGAN INDUSTRIE, SAS,

Plaintiffs,

v.

MEDICIS AESTHETICS, INC., MEDICIS
PHARMACEUTICAL CORP., VALEANT
PHARMACEUTICALS NORTH AMERICA LLC,
VALEANT PHARMACEUTICALS
INTERNATIONAL, VALEANT
PHARMACEUTICALS INTERNATIONAL, INC.,
and GALDERMA LABORATORIES, L.P.

Defendants.

Case No. 8:13-cv-01436 AG (JPRx)

**DEFENDANTS' FIRST SET OF
REQUESTS FOR ADMISSION TO
PLAINTIFFS ALLERGAN USA, INC.
AND ALLERGAN INDUSTRIE, SAS
(NUMBERS 1-11)**

1 Pursuant to Rules 26 and 33 of the Federal Rules of Civil Procedure and the Local Rules of
2 the United States District Court for the Central District of California, Defendants Medicis
3 Aesthetics, Inc., Medicis Pharmaceutical Corp., Valeant Pharmaceuticals North America LLC,
4 Valeant Pharmaceuticals International, Valeant Pharmaceuticals International, Inc., and Galderma
5 Laboratories, L.P. ("Defendants") hereby request that Plaintiffs Allergan USA, Inc. and Allergan
6 Industrie, SAS (collectively, "Allergan" or "Plaintiffs") respond to the Requests for Admission set
7 forth herein. Defendants further request that Allergan serve a written response, under oath, within
8 thirty (30) days after service of this request. Answers must be signed and verified by the person
9 making them and objections signed by the attorney making them. If any objection is made to any
10 part of any Request for Admission, Allergan shall specify the part of the Request for Admission to
11 which an objection is made and respond to the remainder.

12 **DEFINITIONS**

- 13 1. "Plaintiffs," "Allergan," "You," or "Your" refer to Allergan USA, Inc. and Allergan
14 Industrie, SAS, and all parents, subsidiaries, divisions, affiliates, officers, and agents thereof.
- 15 2. "Defendants" means Medicis Aesthetics, Inc., Medicis Pharmaceutical Corp.,
16 Valeant Pharmaceuticals North America LLC, Valeant Pharmaceuticals International, Valeant
17 Pharmaceuticals International, Inc., and Galderma Laboratories, L.P., collectively.
- 18 3. "Person" or "Persons" means any individual or firm, association, organization, joint
19 venture, trust, partnership, corporation, or other collective organization or entity.
- 20 4. "Infringe," "Infringing," and "Infringement" refer to direct infringement,
21 contributory infringement, inducement of infringement, literal infringement, and/or infringement
22 under the doctrine of equivalents.
- 23 5. "Referring to" and "Relating to" shall mean describing, evidencing, consisting of,
24 pertaining to, reflecting or having any logical or factual connection with the matter discussed.
- 25 6. "Concerning" shall mean relating to, referring to, describing, evidencing,
26 comprising or constituting.
- 27 7. The phrase "'475 patent" means and refers to United States Patent No. 8,450,475.

REQUEST FOR ADMISSION NO. 1:

REQUEST FOR ADMISSION NO. 2:

REQUEST FOR ADMISSION NO. 3:

REQUEST FOR ADMISSION NO. 4:

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1 **REQUEST FOR ADMISSION NO. 5:**

2 Admit that physicians added lidocaine to Restylane® immediately before use prior to 2005.

3 **REQUEST FOR ADMISSION NO. 6:**

4 Admit that physicians added lidocaine to Juvederm® products immediately before use prior
5 to 2005.

6 **REQUEST FOR ADMISSION NO. 7:**

7 Admit that a physician adding lidocaine to Perlane® immediately before use would not
8 infringe the Patents-in-Suit.

9 **REQUEST FOR ADMISSION NO. 8:**

10 Admit that a physician adding lidocaine to Restylane® immediately before use would not
11 infringe the Patents-in-Suit.

12 **REQUEST FOR ADMISSION NO. 9:**

13 Admit that a physician adding lidocaine to Perlane® immediately before use would be an
14 acceptable non-infringing alternative to Perlane-L®.

15 **REQUEST FOR ADMISSION NO. 10:**

16 Admit that a physician adding lidocaine to Restylane® immediately before use would be an
17 acceptable non-infringing alternative to Restylane-L®.

18 **REQUEST FOR ADMISSION NO. 11:**

19 Admit that a physician adding lidocaine to Restylane® or Perlane® immediately before use
20 would not be practicing one or more of the claims in the Patents-in-Suit.

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26 Dated: January 13, 2015

Respectfully submitted,

27 By: /s/ William F. Cavanaugh, Jr.
28 William F. Cavanaugh, Jr.

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DEFENDANTS' FIRST SET OF REQUESTS FOR
ADMISSION TO PLAINTIFFS

Case No. 8:13-cv-01436-AG(JPR)

Exhibit N

Attorneys for Defendants
MEDICIS AESTHETICS, INC.,
MEDICIS PHARMACEUTICAL CORP.,
VALEANT PHARMACEUTICALS NORTH
AMERICA LLC,
VALEANT PHARMACEUTICALS
INTERNATIONAL,
VALEANT PHARMACEUTICALS
INTERNATIONAL, INC., and GALDERMA
LABORATORIES, L.P.

PROOF OF SERVICE

I am employed in the County of New York, my business address is Patterson Belknap Webb & Tyler LLP, 1133 Avenue of the Americas, New York, New York 10036. I am over the age of 18 and not a party to the foregoing action.

On January 13, 2015, I caused a copy of the following document(s):

DEFENDANTS' FIRST SET OF REQUESTS FOR ADMISSION TO ALLERGAN USA, INC. AND ALLERGAN INDUSTRIE, SAS (NOS. 1-11)

to be served on the interested parties in this action by ELECTRONIC MAIL, via the email addresses set forth below:

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I declare under penalty of perjury that the above is true and correct. Executed on January 13, 2015, at New York, NY.

/s/ William F. Schmedlin
William F. Schmedlin